IN THE HIGH COURT OF JUDICATURE OF BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL REVISION APPLICATION NO.24 OF 2006

Rajbhushansingh @ Jitendrasingh
Rajkumarsingh Chavan & Anr. ..Applicants.

V/s.

Sou.Anjali Ashok Shah & 4 ors. ..Respondents.

Ms.Parasnis for G.S.Godbole for applicants.

CORAM: A.M.KHANWILKAR,J
DATE : FEBRUARY 28, 2006.

P.C. :

1. Heard counsel for the applicants.

2. In my opinion, no fault can be found with the ultimate conclusion reached by the lower Court in rejecting the application preferred by the applicant for dismissal of the suit on the stated reason that the Collector has refused permission for the proposed transaction in terms of the order dated 15th May, 1997. Those matters can be considered at the trial. The suit cannot be straightway dismissed merely because the applicants have produced copy of the communication so issued by the Collector, which may be the subject matter of the appeal. All these aspects will have to be decided at the trial, after the said communication is proved before the court in the trial. Hence, no case for interference is made

out. Dismissed.